

SUBJECT No. 25.

Removal of the distinction between first and second grade Pleaders.

Messrs. P. Venkappiah, Abdul Aziz Sahib and Lakshmayya, Shimoga Municipality.

Summary of discussion.—The distinction between first and second grade Pleaders may be removed.

Reply of Government.—Under consideration.

SUBJECT No. 26.

Application for Civil Court Records by post.

Mr. Surappa, Bangalore Taluk.

Summary of discussion.—Applications made to Civil Courts for copies of records may be complied with even if they are made by post.

Reply of Government.—Will be referred to the Chief Court.

SUBJECT No. 27.

Appointment of Public Prosecutors for each district.

Mr. M. S. Ramachar, Kolar Municipality.

Summary of discussion.—Instead of appointing one Public Prosecutor for each Division, local members of the Bar may be appointed in each district to conduct Sessions cases.

Reply of Government.—There is not sufficient work in each district for a separate Prosecutor.

SUBJECT No. 28.

Appointment of Assistant Public Prosecutors.

Messrs. (1) Vekataramaniah, and (2) M. S. Ramachar, Kolar Municipality.

Summary of discussion.—(1) Assistant Public Prosecutors not subordinate to the Police Superintendents may be appointed in each district to conduct prosecutions in place of the Police Prosecuting Inspectors.

(2) Prosecuting Inspectors may be replaced by Pleaders with emoluments not exceeding Rs. 100 a month.

Mr. Ramachar.—Instead of a Prosecuting Inspector to conduct cases in each district, a member of the local Bar may be appointed Public Prosecutor. The chief objection to the present arrangement is that the Prosecuting Inspector is connected with the Police Department and this very often leads to miscarriage of justice.

Reply of Government.—Noted.

SUBJECT No. 29.

Attachment of pay of Government servants.

Mr. N. Bhima Rao, Chitaldrug Municipality.

Summary of discussion.—When the portion of the salary of Government servants attached in execution of Civil Court decrees is not sent to the Court by the disbursing officers, the remedy at present lies in the decree holder filing a suit for the recovery of the same. Circular orders may be issued to disbursing officers to send the amount attached promptly. The requisition for money from the court will not readily be complied with and the decree is not readily satisfied.

Reply of Government.—A circular order will issue.

SUBJECT No. 30.

Certificates of non-encumbrance to be furnished by Sub-Registrars on application by post.

Mr. Seetharamiah, Hunsur Taluk.

Summary of discussion.—The Co-operative Societies require the production of non-encumbrance certificates from the Sub-Registrar's office before granting loans. As many of the villages are at a considerable distance from the Sub-Registrar's office, it is inconvenient and expensive to the raiyats to go to the office for obtaining the certificates. The Sub-Registrars may be instructed to furnish

the necessary certificates by post on requisitions from the Secretaries of the societies.

Reply of Government.—Not possible.

SUBJECT No. 31.

Increase of pay to *Totis* for police duties.

Mr. C. Channakesaviah, Chitaldrug Taluk.

Summary of discussion.—The present pay, viz., Rs. 2, paid to *Totis* for watching the roads is low. Consequently, they are not discharging their duties satisfactorily. The pay of these men may be raised to Rs. 5 and good work taken from them or their services dispensed with.

Reply of Government.—Will be considered.

SUBJECT No. 32.

Execution of Civil Court decrees.

Mr. S. R. Balakrishna Rao, Shimoga Taluk.

Withdrawn.

SUBJECT No. 33.

Payment of interest on decree amount.

Mr. M. Subba Rao, Hole-Narsipur Municipality.

Summary of discussion.—At present, interest at 6 per cent is generally allowed from the date of suit, in suits on mortgage bonds. Interest at the rates stipulated in the mortgage bonds may be allowed, as is done in British Indian Courts.

Reply of Government.—Aggrieved parties may prefer appeals.

SUBJECT No. 34.

Filing of judicial records.

Mr. Sura Sastri, Chikballapur Taluk.

Summary of discussion.—The records pertaining to suits disposed of in Civil Courts may be ordered to be retained in the respective Courts for a period of one year after disposal.

Reply of Government.—Noted.

SUBJECT No. 35.

Stamping the copies granted in Criminal Courts.

Mr. C. Channakesaviah, Chitaldrug Taluk.

Summary of discussion.—Copies of Civil Court orders, whether written on stamped paper or not, are certified as true copies and bear the seal of the Court, the necessary stamps being affixed by the party at the time of filing them in Courts. This practice may be brought into force in Criminal Courts also.

Reply of Government.—Will be enquired into.

SUBJECT No. 36.

Preservation of judgments in Criminal cases.

Mr. Ramaswamy Sastri, Yedatore Taluk.

Summary of discussion.—Judgments in Criminal cases, except those in theft cases, are now destroyed before the disposal of the several matters contained therein. These may be preserved for thirty years at least.

Reply of Government.—Will be referred to the Chief Court.

SUBJECT No. 37.

Pleaders in Criminal and Revenue Courts.

Messrs. (1) Thimmappiah, Manjarabad Taluk; and (2) M. D. Narasimhiengar, Sri Yadugiri Sadananda Vardhini Sabha, Melkote.

Summary of discussion.—(1) Clients feel it a great hardship to engage the services of Pleaders in Moffusil Taluk Magistrates' Courts. To minimise this hardship persons who have passed the Criminal Higher Examination may be allowed to practise in Taluk Magistrates' Courts as Pleaders.